

**Alternate Procedure - U.S. and State Highways**

**MINUTE ORDER NO. 80312**

December 15, 1982

**WHEREAS**, the Department authorizes and requests various counties and cities to acquire right of way for United States and State Highways under agreements with the Department whereby the counties and cities are reimbursed 90% of the eligible costs; and

**WHEREAS**, the Department has been requested to be of additional assistance by providing an optional alternative to this acquisition procedure wherein the Department assumes the right of way acquisition function and the counties and cities make, and this Commission accepts, voluntary contributions for expenditure by this Commission in the proper development and construction of public roads and State Highway System within such counties and cities; and

**WHEREAS**, the Commission desires to make this optional alternative procedure available to all counties and cities, at their request;

**NOW, THEREFORE**, the Engineer-Director is authorized to tender to counties and cities, at their request, the following alternate proposal on authorized right of way projects on United States or State Highways:

Provided the county or city will agree to contribute an amount equal to ten percent (10%) of the cost of the right of way in a manner to be prescribed by the Department, the Department will assume responsibility for acquisition of all right of way required.

Upon acceptance of the proposal by the appropriate officials of the counties and cities, the Engineer-Director is directed to enter into any necessary agreements with counties and cities covering the details of the procedure and to proceed in the most feasible and economical manner with acquisition of required right of way.